THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.22947 OF 2007

DATED: 30-10-2007

BETWEEN

Smt. A. Gayatri,
W/o. Dr. Pardasaradi,
R/o. Gudiwada,
Krishna District and others.

...PETITIONERS

AND

The District Collector,
Krishna District at Machilipatnam
and two others.

...RESPONDENTS

ORDER:

As against the order passed by the Tahsildar, Nandivada Mandal, Krishna District in Rc.B.95/2007 dated 25.09.2007 in resuming various extents of lands in various survey numbers of Ilaparru Village of Nandivada Mandal, said to have been purchased by the petitioners from the original assignees, assigned to Sri Field Labour Cooperative Society, in contravention of the provisions of sub-section (2) of Section 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 (for short 'the Act'), the petitioners filed various appeals before the Revenue Divisional Officer in Rc.D.No.1090/2007; Rc.D.No.1091/2007; Rc.D.No.1092/2007; Rc.D.No.1093/2007; Rc.D.No.1094/2007; Rc.D.No.1098/2007; Rc.D.No.1119/2007; Rc.D.No.1120/2007; Rc.D.No.1121/2007; Rc.D.No.1122/2007 and Rc.D.No.946/2007 respectively.

2. Petitioners submit that the appellate authority having received the

appeals did not consider the stay applications and even before the stay applications are considered and disposed, the third respondent - Tahsildar, Nandivada Mandal is taking steps to dispossess them.

3. I am not inclined to express any opinion with regard to the merits of the case. However, as appeals have been preferred against the resumption orders, it is just and proper to protect to the interest of the petitioners pending disposal of the appeals.

4. Having regard to the facts and circumstances of the case, the second respondent is directed to consider and dispose the appeals in Rc.D.No.1090/2007; Rc.D.No.1091/2007; Rc.D.No.1092/2007; Rc.D.No.1093/2007; Rc.D.No.1094/2007; Rc.D.No.1098/2007; Rc.D.No.1119/2007; Rc.D.No.1120/2007; Rc.D.No.1121/2007; Rc.D.No.1122/2007 and Rc.D.No.946/2007, as expeditiously as possible after giving reasonable opportunity to the petitioners and pending disposal of the appeals status quo with regard to the possession of the subject matter of the lands in the appeals shall be maintained.

The writ petition is accordingly disposed of. There shall be no order as to costs.

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V. ESWARAIAH, J

October 30, 2007
Note: Furnish C.C. of the order by 31.10.2007
(**B/o**)
DSK